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—
AREA CODE 419
241-4211
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#7/B
12/13/02
SPECIALIZING IN
— *Officer*
PATENT,
TRADEMARK, COPYRIGHT
AND
UNFAIR COMPETITION LAW

FAX COVER SHEET

TO: Liz Dougherty
Legal Advisor
At FAX No. 703-305-1013

FROM: Paul F. Stutz, Esq., telephone #(419)241-4211
FAX # (419)241-4212

DATE: 12-11-02

RE: RESPONSE TO NOTICE OF NON-COMPIALNT
AMENDMENT A
Applicant: Staffan I. Kaempke
Serial No. 09/916,091
Filed: 07/26/2001

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DEC 11 2002

GROUP 3700

Number of Pages including Fax Cover Sheet: 35

Message:

Liz,

Please give my secretary, Cathie, or myself a call after your review of above
subject RESPONSE. Thank you!

Paul F. Stutz

IMPORTANT NOTICE

This message is being sent on behalf of a lawyer. It is intended exclusively for the individual or entity to which it is addressed. The message and any attachments may contain confidential information protected by the attorney-client or other privilege. If you believe it has been sent to you in error, please reply to the sender that you received the message and then delete it. Thank you.

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UNITED STATES PATENT AND TRADEMARK OFFICE

 UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
 DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, DC 20231
 www.uspto.gov

09/916091

Paper No #6

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on 11.13.02 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000; and 1238 O.G. 77, Sept. 19, 2000). In order for the amendment to be compliant, applicant must supply the following omissions or corrections in response to this notice.

THE FOLLOWING ITEMS ARE REQUIRED FOR COMPLIANCE WITH RULE 1.121 (APPLICANT NEED NOT RE-SUBMIT THE ENTIRE AMENDMENT):

- ☒ 1. A clean version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(ii).
- ☒ 2. A marked-up version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(iii).
- ☒ 3. A clean version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(i).
- ☒ 4. A marked-up version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(ii).

Explanation: _____

(LIE: Please provide specific details for correction to assist the applicant. For example, "the clean version of claim 6 is missing.")

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/dcom/olia/pbg/sampleaf.pdf>. A condensed version of a sample amendment format is attached.

- ☐ **PRELIMINARY AMENDMENT:** Unless applicant supplies the omission or correction to the preliminary amendment in compliance with revised 37 CFR 1.121 noted above within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of ONE MONTH or THIRTY DAYS from the mailing of this notice, whichever is longer, within which to supply the omission or correction noted above in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Dawn Brewer
 Legal Instruments Examiner (LIE)

(Rev. 12/01)



P-954-A

CERTIFICATION OF SERVICE

This is to certify that the original AMENDMENT A was deposited in the United States mail Service addressed to BOX FEE AMENDMENT, Associate Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on this // day of December, 2002.


Paul F. Stutz

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JAN. 06, 2003
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